IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

SATURDAY, THE TWENTY EIGHTH DAY OF JANUARY
TWO THOUSAND AND SIX

:PRESENT:

THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE D.APPA RAO

WRIT PETITION NO : 1492 of 2006

Between:
Malla Kishore, Rep. by Proprietor Malla Kishore
Big Bazasar, Sompeta, Srikakulam District

..... Petitioner

AND

1. Government of Andhra Pradesh, represented by its Secretary to Government, Revenue (Commercial Tax) Department, Secretariat, Hyderabad.
2. Commissioner of Commercial Taxes, Government of Andhra Pradesh, Gruha Kalpa Buildings, Nampally, Hyderabad.
3. Commercial Tax Officer, Sompeta, Srikakulam District

.....Respondent(s)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ in the nature of a writ of mandamus or any other appropriate writ, direction or order declaring that the respondents have no jurisdiction and power to levy the tax under A.P.Value Added Tax, 2005 on the Airtel Prepaid Cards and recharge coupons of M/s.Bharti Tele-Ventures Limited, distributed by the petitioner on commission basis,

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support there of and upon hearing the arguments of Mr.P..KAMLAKAR, Advocate for the Petitioner and G.P. for Commercial Tax for the Respondent the Court made the following

ORDER

It is submitted at the bar that a matter is pending before the Supreme Court which has already been heard and which is likely to have affect on this case. As such, there shall be interim direction as prayed for, for a period of Six weeks.

List after Six weeks or on an earlier date, if the judgment of the Supreme Court is pronounced by then.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Secretary to Government, Revenue (Commercial Tax) Department, Secretariat, Hyderabad.
2. Commissioner of Commercial Taxes, Government of Andhra Pradesh, Gruha Kalpa Buildings, Nampally, Hyderabad.
3. Commercial Tax Officer, Sompeta, Srikakulam District. **(RR 1 , 2, 3 By RPAD)**
4. Two CC G.P. for Commercial Taxes, High Court of A.P. Hyderabad (Out)
5. One CC to Mr. P. Kamalakar, Advocate (Opuc)
6. One Spare Cop

TVR

HIGH COURT

BNJ & DAR.J

WP. NO. 1492 OF 2006

PERIOD OF SIX WEEKS

TVR
Date of Drafting: 31-01-2006

HIGH COURT

BNJ & DAR.J

WP. NO. 1492 OF 2006

PERIOD OF SIX WEEKS